

1 WILLIAM L. STERN (CA SBN 96105)  
WStern@mofo.com  
2 CLAUDIA M. VETESI (CA SBN 233485)  
CVetesi@mofo.com  
3 LISA A. WONGCHENKO (CA SBN 281782)  
LWongchenko@mofo.com  
4 MORRISON & FOERSTER LLP  
425 Market Street  
5 San Francisco, California 94105-2482  
Telephone: 415.268.7000  
6 Facsimile: 415.268.7522

7 Attorneys for Defendant  
TWININGS NORTH AMERICA, INC.

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10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN JOSE DIVISION  
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14 NANCY LANOVAZ, on behalf of herself and all  
others similarly situated,

15 Plaintiff,

16 v.

17 TWININGS NORTH AMERICA, INC.,

18 Defendant.  
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Case No. CV12-02646-RMW

**CLASS ACTION**

**STIPULATION AND  
[] ORDER  
MODIFYING BRIEFING  
SCHEDULE**

Hearing Date: December 14, 2012  
Judge: Hon. Ronald M. Whyte  
Action Filed: May 23, 2012

1 Plaintiff Nancy Lanovaz, on behalf of herself and all others similarly situated, and  
2 defendant Twinings North America, Inc. ("Twinings") through their undersigned counsel, hereby  
3 stipulate as follows:

4 WHEREAS, this action was filed in this Court on May 23, 2012;

5 WHEREAS, Twinings was served with the summons and Plaintiff's complaint (the  
6 "Complaint") on June 29, 2012;

7 WHEREAS, Twinings submitted its Motion to Dismiss the Complaint on August 31, 2012  
8 and noticed the hearing for December 14, 2012;

9 WHEREAS, rather than responding to Twinings' Motion to Dismiss, Plaintiff filed an  
10 Amended Class Action Complaint ("Amended Complaint") on September 20, 2012;

11 WHEREAS, pursuant to Rule 15 of the Federal Rules of Civil Procedure, Twinings'  
12 response to the Amended Complaint would be due on October 4, 2012;

13 WHEREAS, because of the new length and nature of the Amended Complaint and  
14 Twinings' desire for additional time to assess the new material, the parties have stipulated,  
15 subject to Court approval, that Twinings' deadline to respond to the Amended Complaint will be  
16 October 15, 2012;

17 WHEREAS, in order to permit themselves more time to brief the issues raised by  
18 Twinings' Motion to Dismiss to be filed by October 15, 2012, the parties have agreed, subject to  
19 Court approval, that Plaintiff's Opposition to the Motion to Dismiss will be due November 7,  
20 2012, and Defendant's Reply to the Opposition will be due November 21, 2012.

21 WHEREAS, this briefing schedule will not affect the hearing date, scheduled for  
22 December 14, 2012;

23 IT IS HEREBY STIPULATED, subject to the approval of the Court, that:

24 1. Defendant will respond to Plaintiff's Amended Complaint no later than October 15,  
25 2012;

26 2. Plaintiff will file Opposition papers to the Motion to Dismiss no later than November  
27 7, 2012;

28 3. Defendant will file Reply papers no later than November 21, 2012;

1 Dated: September 25, 2012

WILLIAM L. STERN  
CLAUDIA M. VETESI  
LISA A. WONGCHENKO  
MORRISON & FOERSTER LLP

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5 By: /s/ William L. Stern

WILLIAM L. STERN

6 Attorneys for Defendant TWININGS  
7 NORTH AMERICA, INC.  
8

9 Dated: September 25, 2012

Ben F. Pierce Gore  
PRATT & ASSOCIATES  
1901 S. Bascom Avenue, Suite 350  
Campbell, CA 95008

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11  
12 By: /s/ Ben F. Pierce Gore

13 BEN F. PIERCE GORE

14 Attorney for Plaintiff  
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**ECF ATTESTATION**

I, William L. Stern, am the ECF User whose ID and password are being used to file the following: **STIPULATION AND [PROPOSED] ORDER MODIFYING BRIEFING SCHEDULE**. In compliance with Civil Local Rule 5-1(i), I hereby attest that Ben F. Pierce Gore has concurred in this filing.

Dated: September 25, 2012

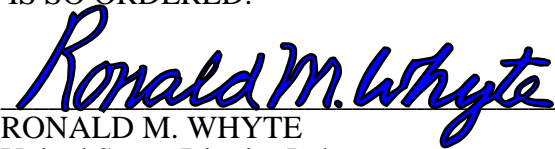
WILLIAM L. STERN  
CLAUDIA M. VETESI  
LISA A. WONGCHENKO  
MORRISON & FOERSTER LLP

By: /s/ William L. Stern  
WILLIAM L. STERN

**[] ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: FEB 17 2013

  
RONALD M. WHYTE  
United States District Judge